Case 1:07-cv-03640-JCF Document 40-4 Filed 05/23/2008 Page 1 of 1 UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK BODO PARADY, as Special Administrator of the Estate 07 CIV 3640 (JCF) of SABINA PARADI and BODO PARADY and MARY MOORE, individually, Magistrate Judge Francis Plaintiffs, -all purposes--against-AFFIDAVIT OF SERVICE MICHAEL R. PHILLIPS. Defendant, STATE OF NEW YORK) ss.. COUNTY OF WESTCHESTER I, the undersigned, solemnly swear(or affirm): I am not a party to the action, am over 18 years of age and reside at Queens County. On May 20, 2008, I served the within Plaintiffs' Requests to Charge (Liability), by depositing a true copy of same enclosed in a post-paid wrapper, in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State addressed to the following persons at the last known address set forth after each name below. JAMES D. BUTLER, P.A.

JAMES D. BUTLER, P.A. Attorney for Defendant MICHAEL R. PHILLIPS 591 Summit Avenue Jersey City, N.J. 07306

Richard W. Wedinger, Esq.
BARRY, MCTIERNAN & WEDINGER
Personal Attorney for Defendant
MICHAEL R. PHILLIPS
1024 Amboy Avenue
Edison, N.J. 08837

Sworn to before me this

20th day of May, 2008

NOTARY PUBLIC

AND PROLARD

MICHAEL V. KAPLEN Notary Public, State of New York No. 41-4718745 Qualified in Westchester County Commission Expires January 31, 2011